

United States District Court  
Southern District of Texas  
FILED

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF TEXAS  
BROWNSVILLE DIVISION

APR 09 2002

Michael N. Milby  
Clerk of Court

UNITED STATES OF AMERICA

v.

OZIEL CARDENAS-GUILLEN	§	
AKA: "Ingeniero"		
AKA: "El Senor"		
AKA: "Noventa y uno"		
AKA: "Fantasma"		
ADAN MEDRANO	§	
AKA: "El Licenciado"		
AKA: "El Lic"		
VICTOR MANUEL VASQUEZ-MIRELES	§	
AKA: "Meme Loco"		
AKA: "Cabezon"		
AKA: "El Negro"		
JORGE COSTILLA-SANCHEZ	§	CRIMINAL NO. B-00-118-S1
AKA: "Costi"		
AKA: "Sombra"		
AKA: "El Cos"		
JUAN GILBERTO REYES	§	
AKA: "Flaco"		
RAFAEL BETANCOURT-VELEZ	§	
AKA: "Rafa"		
RUBEN SAUCEDA-RIVERA	§	
AKA: "Cacahuate"		
ROGELIO PIZANA GONZALEZ	§	
AKA: "Kelin"		
JUAN CARLOS DE LA CRUZ REYNA	§	
BALDOMERO GONZALEZ RUIZ	§	

SUPERSEDING  
INDICTMENT

THE GRAND JURY CHARGES THAT:

INTRODUCTION

AT ALL TIMES MATERIAL TO THIS INDICTMENT:

1. OZIEL CARDENAS-GUILLEN AKA: "Ingeniero" AKA: "El Senor" AKA: "Noventa y uno" AKA: "Fantasma" occupied a position as the principal leader of a criminal enterprise, known as the Oziel Cardenas Organization and also known the Gulf Cartel, headquartered in Matamoros, Tamaulipas, Mexico, which imported, warehoused, transported, and distributed ton quantities of cocaine and marihuana from the United Mexican States into the United States.

2. **ADAN MEDRANO** AKA: "El Licenciado" AKA: "El Lic", **VICTOR MANUEL VASQUEZ-MIRELES** AKA: "Meme Loco" AKA: "Cabezon" AKA: "El Negro", **JORGE COSTILLA-SANCHEZ** AKA: "Costi" AKA: "Sombra" AKA: "El Cos" and **SERGIO LNU**, AKA: "Noventa", among others unknown to the grand jury, occupied positions as organizers, supervisors and managers in said criminal enterprise.

3. Under the direction of **RAUL VELASQUEZ-BAZAN** AKA: "Chimbombo", **RAFAEL BETANCOURT-VELEZ** AKA: "Rafa", **JUAN GILBERTO REYES** AKA: "Flaco", **JOSE BARRIENTOS-RODRIGUEZ** AKA: "Pepe" AKA: "Flaco", and **JOSE ALBERTO FUENTES-LEAL** AKA: "Pepo", with the permission of **OZIEL CARDENAS-GUILLEN**, cocaine and marihuana transportation and distribution cells were established in the United States and acted as smaller operational units within the larger organization. Cells were located in various cities including but not limited to Brownsville, Houston, and Weslaco, Texas, as well as in the Chicago, Illinois and Atlanta, Georgia areas.

4. The Oziel Cardenas Organization also collected and transported millions of dollars in United States currency which represented the proceeds from the distribution and sale of cocaine and marihuana in the United States. Once the drug proceeds were collected at various points within the United States, the money would be transported to Mexico to further the aims of this criminal enterprise.

5. In an effort to conceal their illegal activities, this organization utilized vehicles which had hidden compartments to conceal the cocaine, marihuana and currency which was being transported. The members of the criminal enterprise encoded their written and oral drug related and conspiratorial communications to further shield themselves from law enforcement detection. Members of this criminal enterprise would use aliases and call signs during their communications to protect their identities from law enforcement agencies.

6. In order to further the aims and goals of this criminal enterprise, the aid of law enforcement authorities was solicited to provide information and protection for the organization's criminal activities in exchange for the payment of money and/or gifts.

Specifically, **OZIEL CARDENAS-GUILLEN** directed the payments of money and/or gifts to various individuals related to law enforcement in Mexico.

7. Acts of violence, including murder, were employed by this criminal enterprise to further promote the carrying on of their ongoing criminal activity. The acts of violence, including the murders of numerous individuals, were authorized by **OZIEL CARDENAS-GUILLEN**, as head of this organization.

8. Firearms were often utilized as a tool during the drug trafficking activities of this organization. Body guards were routinely employed to protect various members of this organization, including but not limited to **OZIEL CARDENAS-GUILLEN**.

### **COUNT ONE**

From at least in or about November 1998 to on or about the date of this indictment in the Southern District of Texas and elsewhere within the jurisdiction of the Court,

**OZIEL CARDENAS-GUILLEN**  
AKA: "Ingeniero"  
AKA: "El Senor"  
AKA: "Noventa y uno"  
AKA: "Fantasma",  
**ADAN MEDRANO**  
AKA: "El Licenciado"  
AKA: "El Lic",  
**VICTOR MANUEL VASQUEZ-MIRELES**  
AKA: "Meme Loco"  
AKA: "Cabezon"  
AKA: "El Negro",  
**JORGE COSTILLA-SANCHEZ**  
AKA: "Costi"  
AKA: "Sombra"  
AKA: "El Cos",  
**JUAN GILBERTO REYES**  
AKA: "Flaco",  
**RAFAEL BETANCOURT-VELEZ**  
AKA: "Rafa",  
**RUBEN SAUCEDA-RIVERA**  
AKA: "Cacahuate",  
and  
**ROGELIO PIZANA GONZALEZ**  
AKA: "Kelin"

defendants herein, did unlawfully, knowingly, and intentionally combine, conspire, confederate, and agree with each other, and with other persons known and unknown to the grand jury, to

possess with intent to distribute and distribute controlled substances. The overall scope of the conspiracy involved 5 kilograms or more of a mixture and substance containing a detectable amount of cocaine, a Schedule II controlled substance, and 1000 kilograms or more of a mixture and substance containing a detectable amount of marihuana, a Schedule I controlled substance.

In violation of Title 21, United States Code, Sections 846, 841(a)(1) and 841(b)(1)(A).

**COUNT TWO**

From at least in or about November 1998 to the date of this indictment, in the Southern District of Texas and elsewhere within the jurisdiction of the Court,

**OZIEL CARDENAS-GUILLEN**  
AKA "Ingeniero"  
AKA "El Senor"  
AKA: "Noventa y uno"  
AKA: "Fantasma",  
**ADAN MEDRANO**  
AKA: "El Licenciado"  
AKA: "El Lic",  
**VICTOR MANUEL VASQUEZ-MIRELES**  
AKA: "Meme Loco"  
AKA: "Cabezon"  
AKA: "El Negro",  
**JORGE COSTILLA-SANCHEZ**  
AKA: "Costi"  
AKA: "Sombra"  
AKA: "El Cos",  
**JUAN GILBERTO REYES**  
AKA: "Flaco",  
**RAFAEL BETANCOURT-VELEZ**  
AKA: "Rafa",  
**RUBEN SAUCEDA-RIVERA**  
AKA: "Cacahuate",  
and  
**ROGELIO PIZANA GONZALEZ**  
AKA: "Kelin"

defendants herein, did unlawfully, knowingly, and intentionally combine, conspire, confederate, and agree with each other and other persons known and unknown to the grand jury, to import into the United States from the United Mexican States controlled substances. The overall scope of the conspiracy involved 5 kilograms or more of a mixture and substance containing a detectable amount of cocaine, a Schedule II controlled substance, and 1000 kilograms or more of a mixture and substance containing a detectable amount of marihuana, a Schedule I

controlled substance.

In violation of Title 21, United States Code, Sections 952(a), 960(a)(1) and (b)(1), and 963.

**COUNT THREE**

From at least in or about November 1998 to the date of this indictment, in the Southern District of Texas and elsewhere within the jurisdiction of the Court,

**OZIEL CARDENAS-GUILLEN**

**AKA: "Ingeniero"**

**AKA: "El Senor"**

**AKA: "Noventa y uno"**

**AKA: "Fantasma"**

defendant herein, aided and abetted by others known and unknown to the grand jury, unlawfully, intentionally and knowingly did engage in a continuing criminal enterprise as that term is defined in Title 21, United States Code, Section 848, in that **OZIEL CARDENAS-GUILLEN** did violate Title 21, United States Code, Sections 841(a)(1), 846, 952(a), 960(a)(1) and 963 as alleged in Counts 1, 2, 4, 5, 6, 7, 8, 9, 10, 11, 12, and 13 of this indictment, and did commit other violations of said statutes, which violations were part of a continuing series of violations of said statutes undertaken by the defendant in concert with at least five other persons with respect to whom the defendant occupied a position of organizer, supervisor, manager or other position of management and from which continuing series of violations the defendant obtained substantial income and resources to which the United States is entitled to forfeiture, including all profits obtained by the said defendant arising from his participation in such enterprise and any of his interests, property, and contractual rights of any kind affording a source of influence over such enterprise.

In violation of Title 21, United States Code, Section 848.

**COUNT FOUR**

On or about June 9, 1999, in the Southern District of Texas and elsewhere within the jurisdiction of the Court,

**OZIEL CARDENAS-GUILLEN**

**AKA: "Ingeniero"**  
**AKA: "El Senor"**  
**AKA: "Noventa y uno"**  
**AKA: "Fantasma" and**  
**ADAN MEDRANO**  
**AKA: "El Licenciado"**  
**AKA: "El Lic"**

defendants herein, aided and abetted by each other and others known and unknown to the Grand Jury, did unlawfully, knowingly, and intentionally possess with intent to distribute a controlled substance. The controlled substance involved was more than 100 kilograms of marihuana, that is, approximately 988 kilograms (approximately 2,175 pounds) of marihuana, a Schedule I Controlled Substance.

In violation of Title 21, United States Code, Sections 841(a)(1) and 841(b)(1)(B) and Title 18, United States Code, Section 2.

**COUNT FIVE**

On or about April 24, 2000, in the Southern District of Texas and elsewhere within the jurisdiction of the Court,

**OZIEL CARDENAS-GUILLEN**  
**AKA: "Ingeniero"**  
**AKA: "El Senor"**  
**AKA: "Noventa y uno"**  
**AKA: "Fantasma",**  
**ADAN MEDRANO**  
**AKA: "El Licenciado"**  
**AKA: "El Lic",**  
**VICTOR MANUEL VASQUEZ-MIRELES**  
**AKA: "Meme Loco"**  
**AKA: "Cabezon"**  
**AKA: "El Negro",**  
**JORGE COSTILLA-SANCHEZ**  
**AKA: "Costi"**  
**AKA: "Sombra"**  
**AKA: "El Cos",**  
**JUAN GILBERTO REYES**  
**AKA: "Flaco",**  
**RAFAEL BETANCOURT-VELEZ**  
**AKA: "Rafa",**  
**RUBEN SAUCEDA-RIVERA**  
**AKA: "Cacahuate",**  
**and**  
**ROGELIO PIZANA GONZALEZ**  
**AKA: "Kelin"**

defendants herein, aided and abetted by each other and other persons known and unknown to the grand jury, did unlawfully, knowingly and intentionally possess with intent to distribute a controlled substance. The controlled substance involved was 5 kilograms or more, that is, approximately 7 kilograms, of a mixture and substance containing a detectable amount of cocaine, a Schedule II controlled substance.

In violation of Title 21, United States Code, Sections 841(a)(1) and (b)(1)(A) and Title 18, United States Code, Section 2.

**COUNT SIX**

On or about July 1, 2000, in the Southern District of Texas and elsewhere within the jurisdiction of the Court,

**OZIEL CARDENAS-GUILLEN**

AKA: "Ingeniero"

AKA: "El Senor"

AKA: "Noventa y uno"

AKA: "Fantasma",

**ADAN MEDRANO**

AKA: "El Licenciado"

AKA: "El Lic",

**VICTOR MANUEL VASQUEZ-MIRELES**

AKA: "Meme Loco"

AKA: "Cabezon"

AKA: "El Negro",

**JORGE COSTILLA-SANCHEZ**

AKA: "Costi"

AKA: "Sombra"

AKA: "El Cos",

**JUAN GILBERTO REYES**

AKA: "Flaco",

**RAFAEL BETANCOURT-VELEZ**

AKA: "Rafa",

**RUBEN SAUCEDA-RIVERA**

AKA: "Cacahuate",

and

**ROGELIO PIZANA GONZALEZ**

AKA: "Kelin"

defendants herein, aided and abetted by each other and other persons known and unknown to the grand jury, did unlawfully, knowingly and intentionally possess with intent to distribute a controlled substance. The controlled substance involved was 5 kilograms or more, that is,

approximately 63 kilograms, of a mixture and substance containing a detectable amount of cocaine, a Schedule II controlled substance.

In violation of Title 21, United States Code, Sections 841(a)(1) and (b)(1)(A) and Title 18, United States Code, Section 2.

**COUNT SEVEN**

On or about August 25, 2000, in the Southern District of Texas and elsewhere within the jurisdiction of the Court,

**OZIEL CARDENAS-GUILLEN**

AKA: "Ingeniero"

AKA: "El Senor"

AKA: "Noventa y uno"

AKA: "Fantasma",

**ADAN MEDRANO**

AKA: "El Licenciado"

AKA: "El Lic",

**VICTOR MANUEL VASQUEZ-MIRELES**

AKA: "Meme Loco"

AKA: "Cabezon"

AKA: "El Negro",

**JORGE COSTILLA-SANCHEZ**

AKA: "Costi"

AKA: "Sombra"

AKA: "El Cos",

**JUAN GILBERTO REYES**

AKA: "Flaco",

**RAFAEL BETANCOURT-VELEZ**

AKA: "Rafa",

**RUBEN SAUCEDA-RIVERA**

AKA: "Cacahuate",

and

**ROGELIO PIZANA GONZALEZ**

AKA: "Kelin"

defendants herein, aided and abetted by each other and other persons known and unknown to the grand jury, did unlawfully, knowingly and intentionally possess with intent to distribute a controlled substance. The controlled substance involved was 5 kilograms or more, that is, approximately 234 kilograms, of a mixture and substance containing a detectable amount of cocaine, a Schedule II controlled substance.

In violation of Title 21, United States Code, Sections 841(a)(1) and (b)(1)(A) and Title 18, United States Code, Section 2.

**COUNT EIGHT**

On or about October 17, 2000, in the Southern District of Texas and elsewhere within the jurisdiction of the Court,

**OZIEL CARDENAS-GUILLEN**  
AKA: "Ingeniero"  
AKA: "El Senor"  
AKA: "Noventa y uno"  
AKA: "Fantasma",  
**ADAN MEDRANO**  
AKA: "El Licenciado"  
AKA: "El Lic",  
**VICTOR MANUEL VASQUEZ-MIRELES**  
AKA: "Meme Loco"  
AKA: "Cabezon"  
AKA: "El Negro",  
**JORGE COSTILLA-SANCHEZ**  
AKA: "Costi"  
AKA: "Sombra"  
AKA: "El Cos",  
**JUAN GILBERTO REYES**  
AKA: "Flaco",  
**RAFAEL BETANCOURT-VELEZ**  
AKA: "Rafa",  
**RUBEN SAUCEDA-RIVERA**  
AKA: "Cacahuate",  
and  
**ROGELIO PIZANA GONZALEZ**  
AKA: "Kelin"

defendants herein, aided and abetted by each other and other persons known and unknown to the grand jury, did unlawfully, knowingly and intentionally possess with intent to distribute a controlled substance. The controlled substance involved was 5 kilograms or more, that is, approximately 284 kilograms, of a mixture and substance containing a detectable amount of cocaine, a Schedule II controlled substance.

In violation of Title 21, United States Code, Sections 841(a)(1) and (b)(1)(A) and Title 18, United States Code, Section 2.

**COUNT NINE**

On or about December 12, 2000, in the Southern District of Texas and elsewhere within the jurisdiction of the Court,

**OZIEL CARDENAS-GUILLEN**  
AKA: "Ingeniero"  
AKA: "El Senor"

AKA: "Noventa y uno"  
AKA: "Fantasma",  
ADAN MEDRANO  
AKA: "El Licenciado"  
AKA: "El Lic",  
VICTOR MANUEL VASQUEZ-MIRELES  
AKA: "Meme Loco"  
AKA: "Cabezon"  
AKA: "El Negro",  
JORGE COSTILLA-SANCHEZ  
AKA: "Costi" AKA: "Sombra"  
AKA: "El Cos",  
JUAN GILBERTO REYES  
AKA: "Flaco",  
RAFAEL BETANCOURT-VELEZ  
AKA: "Rafa",  
RUBEN SAUCEDA-RIVERA  
AKA: "Cacahuate", and  
ROGELIO PIZANA GONZALEZ  
AKA: "Kelin"

defendants herein, aided and abetted by each other and other persons known and unknown to the grand jury, did unlawfully, knowingly and intentionally possess with intent to distribute a controlled substance. The controlled substance involved was 5 kilograms or more, that is, approximately 10 kilograms, of a mixture and substance containing a detectable amount of cocaine, a Schedule II controlled substance.

In violation of Title 21, United States Code, Sections 841(a)(1) and (b)(1)(A) and Title 18, United States Code, Section 2.

#### COUNT TEN

On or about April 18, 2001, in the Southern District of Texas and elsewhere within the jurisdiction of the Court,

OZIEL CARDENAS-GUILLEN  
AKA: "Ingeniero"  
AKA: "El Senor"  
AKA: "Noventa y uno"  
AKA: "Fantasma",  
ADAN MEDRANO  
AKA: "El Licenciado"  
AKA: "El Lic",  
VICTOR MANUEL VASQUEZ-MIRELES  
AKA: "Meme Loco"  
AKA: "Cabezon"  
AKA: "El Negro",  
JORGE COSTILLA-SANCHEZ

AKA: "Costi"  
AKA: "Sombra"  
AKA: "El Cos",  
JUAN GILBERTO REYES  
AKA: "Flaco",  
RAFAEL BETANCOURT-VELEZ  
AKA: "Rafa",  
RUBEN SAUCEDA-RIVERA  
AKA: "Cacahuate",  
and  
ROGELIO PIZANA GONZALEZ  
AKA: "Kelin"

defendants herein, aided and abetted by each other and other persons known and unknown to the grand jury, did unlawfully, knowingly and intentionally possess with intent to distribute a controlled substance. The controlled substance involved was 5 kilograms or more, that is, approximately 250 kilograms, of a mixture and substance containing a detectable amount of cocaine, a Schedule II controlled substance.

In violation of Title 21, United States Code, Sections 841(a)(1) and (b)(1)(A) and Title 18, United States Code, Section 2.

#### COUNT ELEVEN

On or about April 27, 2001, in the Southern District of Texas and elsewhere within the jurisdiction of the Court,

OZIEL CARDENAS-GUILLEN  
AKA: "Ingeniero"  
AKA: "El Senor"  
AKA: "Noventa y uno"  
AKA: "Fantasma",  
ADAN MEDRANO  
AKA: "El Licenciado"  
AKA: "El Lic",  
VICTOR MANUEL VASQUEZ-MIRELES  
AKA: "Meme Loco"  
AKA: "Cabazon"  
AKA: "El Negro",  
JORGE COSTILLA-SANCHEZ  
AKA: "Costi"  
AKA: "Sombra"  
AKA: "El Cos",  
JUAN GILBERTO REYES  
AKA: "Flaco",  
RAFAEL BETANCOURT-VELEZ  
AKA: "Rafa",  
RUBEN SAUCEDA-RIVERA  
AKA: "Cacahuate",

**and**  
**ROGELIO PIZANA GONZALEZ**  
**AKA: "Kelin"**

defendants herein, aided and abetted by each other and other persons known and unknown to the grand jury, did unlawfully, knowingly and intentionally possess with intent to distribute a controlled substance. The controlled substance involved was 5 kilograms or more, that is, approximately 246 kilograms, of a mixture and substance containing a detectable amount of cocaine, a Schedule II controlled substance.

In violation of Title 21, United States Code, Sections 841(a)(1) and (b)(1)(A) and Title 18, United States Code, Section 2.

**COUNT TWELVE**

On or about April 30, 2001, in the Southern District of Texas and elsewhere within the jurisdiction of the Court,

**OZIEL CARDENAS-GUILLEN**  
**AKA: "Ingeniero"**  
**AKA: "El Senor"**  
**AKA: "Noventa y uno"**  
**AKA: "Fantasma",**  
**ADAN MEDRANO**  
**AKA: "El Licenciado"**  
**AKA: "El Lic",**  
**VICTOR MANUEL VASQUEZ-MIRELES**  
**AKA: "Meme Loco"**  
**AKA: "Cabezon"**  
**AKA: "El Negro",**  
**JORGE COSTILLA-SANCHEZ**  
**AKA: "Costi"**  
**AKA: "Sombra"**  
**AKA: "El Cos",**  
**JUAN GILBERTO REYES**  
**AKA: "Flaco",**  
**RAFAEL BETANCOURT-VELEZ**  
**AKA: "Rafa",**  
**RUBEN SAUCEDA-RIVERA**  
**AKA: "Cacahuate", and**  
**ROGELIO PIZANA GONZALEZ**  
**AKA: "Kelin"**

defendants herein, aided and abetted by each other and other persons known and unknown to the grand jury, did unlawfully, knowingly and intentionally possess with intent to distribute a controlled substance. The controlled substance involved was 5 kilograms or more, that is, approximately 198

kilograms, of a mixture and substance containing a detectable amount of cocaine, a Schedule II controlled substance.

In violation of Title 21, United States Code, Sections 841(a)(1) and (b)(1)(A) and Title 18, United States Code, Section 2.

**COUNT THIRTEEN**

On or about August 24, 2001, in the Southern District of Texas and elsewhere within the jurisdiction of the Court,

**OZIEL CARDENAS-GUILLEN**  
AKA: "Ingeniero"  
AKA: "El Senor"  
AKA: "Noventa y uno"  
AKA: "Fantasma",  
ADAN MEDRANO  
AKA: "El Licenciado"  
AKA: "El Lic",  
**VICTOR MANUEL VASQUEZ-MIRELES**  
AKA: "Meme Loco"  
AKA: "Cabezon"  
AKA: "El Negro",  
**JORGE COSTILLA-SANCHEZ**  
AKA: "Costi"  
AKA: "Sombra"  
AKA: "El Cos",  
**JUAN GILBERTO REYES**  
AKA: "Flaco",  
**RAFAEL BETANCOURT-VELEZ**  
AKA: "Rafa",  
**RUBEN SAUCEDA-RIVERA**  
AKA: "Cacahuate",  
and  
**ROGELIO PIZANA GONZALEZ**  
AKA: "Kelin"

defendants herein, aided and abetted by each other and other persons known and unknown to the grand jury, did unlawfully, knowingly and intentionally possess with intent to distribute a controlled substance. The controlled substance involved was 5 kilograms or more, that is, approximately 290 kilograms, of a mixture and substance containing a detectable amount of cocaine, a Schedule II controlled substance.

In violation of Title 21, United States Code, Sections 841(a)(1) and (b)(1)(A) and Title 18, United States Code, Section 2.

**COUNT FOURTEEN**

On or about June 9, 1999, in the Southern District of Texas and elsewhere within the jurisdiction of the Court,

**OZIEL CARDENAS-GUILLEN**

AKA: "Ingeniero"

AKA: "El Senor"

AKA: "Noventa y uno"

AKA: "Fantasma"

defendant herein, did knowingly and intentionally threaten to assault and murder Abraham Rodriguez, a Cameron County Sheriff's Deputy working in cooperation with and under the control of federal officers of the United States Customs Service, by making a verbal threatening statement to cause serious bodily injury or death to Abraham Rodriguez and members of his family with intent to impede, intimidate, and interfere with Abraham Rodriguez while he was engaged in the performance of his official duties with the United States Customs Service.

In violation of Title 18, United States Code, Section 115 and Section 2.

**COUNT FIFTEEN**

On or about November 9, 1999, within the jurisdiction of the Court,

**OZIEL CARDENAS-GUILLEN**

AKA: "Ingeniero"

AKA: "El Senor"

AKA: "Noventa y uno"

AKA: "Fantasma",

**ADAN MEDRANO**

AKA: "El Licenciado"

AKA: "El Lic",

**VICTOR MANUEL VASQUEZ-MIRELES**

AKA: "Meme Loco"

AKA: "Cabezon"

AKA: "El Negro",

**JORGE COSTILLA-SANCHEZ**

AKA: "Costi"

AKA: "Sombra"

AKA: "El Cos",

**JUAN CARLOS DA LA CRUZ REYNA**

**BALDOMERO GONZALEZ RUIZ**

defendants herein, aided and abetted by each other and by others known and unknown to the Grand Jury, did knowingly and intentionally threaten to assault and murder Joe Dubois, a Drug Enforcement Administration Special Agent, by pointing a firearm towards Special Agent Joe Dubois and making threatening statements to cause serious bodily injury and the death of Special Agent Joe

Dubois with intent to impede, intimidate, and interfere with Special Agent Joe Dubois while he was engaged in the performance of his official duties.

In violation of Title 18, United States Code, Section 115 and Section 2.

**COUNT SIXTEEN**

On or about November 9, 1999, within the jurisdiction of the Court,

**OZIEL CARDENAS-GUILLEN**

AKA: "Ingeniero"

AKA: "El Senor"

AKA: "Noventa y uno"

AKA: "Fantasma",

**ADAN MEDRANO**

AKA: "El Licenciado"

AKA: "El Lic",

**VICTOR MANUEL VASQUEZ-MIRELES**

AKA: "Meme Loco"

AKA: "Cabazon"

AKA: "El Negro",

**JORGE COSTILLA-SANCHEZ**

AKA: "Costi"

AKA: "Sombra"

AKA: "El Cos",

**JUAN CARLOS DA LA CRUZ REYNA**

**BALDOMERO GONZALEZ RUIZ**

defendants herein, aided and abetted by each other and by others known and unknown to the Grand Jury, did knowingly and intentionally threaten to assault and murder Daniel Fuentes, a Federal Bureau of Investigation Special Agent, by pointing a firearm towards Special Agent Daniel Fuentes and making threatening statements to cause serious bodily injury and the death of Special Agent Daniel Fuentes with intent to impede, intimidate, and interfere with Special Agent Daniel Fuentes while he was engaged in the performance of his official duties.

In violation of Title 18, United States Code, Section 115 and Section 2.

**COUNT SEVENTEEN**

From at least in or about November 1998 to on or about the date of this indictment in the Southern District of Texas and elsewhere within the jurisdiction of the Court,

**OZIEL CARDENAS-GUILLEN**

AKA: "Ingeniero"

AKA: "El Senor"

AKA: "Noventa y uno"

AKA: "Fantasma",

**ADAN MEDRANO**

AKA: "El Licenciado"  
AKA: "El Lic",  
**VICTOR MANUEL VASQUEZ-MIRELES**  
AKA: "Meme Loco"  
AKA: "Cabezon"  
AKA: "El Negro",  
**JORGE COSTILLA-SANCHEZ**  
AKA: "Costi"  
AKA: "Sombra"  
AKA: "El Cos",  
**JUAN GILBERTO REYES**  
AKA: "Flaco",  
**RAFAEL BETANCOURT-VELEZ**  
AKA: "Rafa", and  
**RUBEN SAUCEDA-RIVERA**  
AKA: "Cacahuete"

defendants herein, did unlawfully, knowingly and intentionally combine, conspire, confederate and agree with each other and others known and unknown to the Grand Jury, to commit the following offenses against the United States in violation of Title 18, United States Code, Section 1956, to wit:

1. To knowingly conduct and attempt to conduct a financial transaction affecting interstate and foreign commerce which involved the proceeds of a specified unlawful activity, that is, drug trafficking, as alleged in Counts 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, and 13 of this indictment, with the intent to promote the carrying on of said specified unlawful activity and knowing that the property involved in the financial transaction represented the proceeds of some form of unlawful activity, in violation of Title 18, United States Code, Section 1956(a)(1)(A)(i);

2. To knowingly transport and transfer and attempt to transport and transfer funds from a place in the United States to a place outside the United States, with the intent to promote the carrying on of specified unlawful activity, that is, drug trafficking, as alleged in Counts 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, and 13 of this indictment, in violation of Title 18, United States Code, Section 1956(a)(2)(A);

All in violation of Title 18, United States Code, Section 1956(h).

### OVERT ACTS

In furtherance of the conspiracy described in Count Sixteen and to effect the objects thereof, the defendants named therein and other persons both known and unknown to the grand jury, performed or caused the performance of the following Overt Acts, among others not described herein, in the Southern District of Texas and elsewhere:

1. On or about January 14, 1999, in Nueces County, Texas, approximately \$123,000.00 in United States currency which represented the proceeds of drug trafficking was being transported by Defendant, **ADAN MEDRANO** through Texas to be delivered to the United Mexican States.

2. On or about May 27, 1999, Defendant, **OZIEL CARDENAS-GUILLEN**, caused to be paid to Abraham Rodriguez approximately \$1,400.00 in United States currency as partial payment for the transportation of marihuana from the Brownsville, Texas area to Houston, Texas.

3. On or about June 9, 1999, Defendant, **OZIEL CARDENAS-GUILLEN** participated in a telephone conversation to arrange for the delivery of approximately 2175 pounds of marihuana in Houston, Texas.

4. On or about January 21, 2000, in Nueces County, Texas, approximately \$412,000.00 in United States currency which represented the proceeds of drug trafficking was being transported by an unindicted coconspirator through Texas to be delivered to the United Mexican States.

5. On or about May 20, 2000, near Chicago, Illinois, a coconspirator delivered approximately \$1,000,000.00 in United States currency which represented the proceeds of drug trafficking to an individual for transportation to the Rio Grande Valley of South Texas.

6. On or about June 2000, near Atlanta, Georgia, Defendant, **RAFAEL BETANCOURT-VELEZ** delivered approximately \$250,000.00 in United States currency which represented the proceeds of drug trafficking to a coconspirator in payment for the successful delivery of a controlled substance to the Atlanta, Georgia area.

7. On or about June 2000, near Atlanta, Georgia, Defendant, **RAFAEL BETANCOURT-VELEZ** delivered approximately \$700,000.00 in United States currency which represented the proceeds of drug trafficking to a coconspirator for transportation back to the Rio Grande Valley of South Texas.

8. On or about May 30, 2001, Defendant, **VICTOR MANUEL VASQUEZ-MIRELES** directed a coconspirator to travel from the Rio Grande Valley of South Texas to Houston, Texas to transport drug proceeds from Houston back to the Rio Grande Valley.

9. On or about May 30, 2001, in Kleberg County, Texas, approximately \$494,000.00 in United States currency which represented the proceeds of drug trafficking was being transported by a coconspirator through Texas to be delivered to the United Mexican States.

10. During the months of February 2001 to June 2001, a residence located at 2700 Pine Tree Drive Townhouse # 3009, in the Atlanta, Georgia area was utilized by members of the Oziel Cardenas Organization to collect United States currency which represented the proceeds of the distribution of cocaine.

11. During the months of February 2001 to June 2001, approximately \$41,000,000.00 in United States currency derived from the distribution of cocaine, was collected, counted and distributed by members of the Oziel Cardenas Organization from the residence located at 2700 Pine Tree Drive Townhouse #3009, in Atlanta, Georgia.

12. On or about June 7, 2001, approximately 245 kilograms of cocaine was being transported by members of the Oziel Cardenas Organization from one location to another location in a van in Atlanta, Georgia.

13. On or about June 8, 2001, approximately \$3,100,000.00 in United States currency which represented the proceeds of drug trafficking was stored at the residence located at 2700 Pine Tree Drive Townhouse #3009, in Atlanta, Georgia awaiting delivery to coconspirators for transportation to the Rio Grande Valley of South Texas and delivery to members of the Oziel Cardenas Organization.

14. On or about August 7, 2001, Defendant, **JOSE ALBERTO FUENTES-LEAL** directed two coconspirators to travel to Atlanta, Georgia for the purpose of receiving approximately \$1,000,000.00 in United States currency in Atlanta, Georgia and transporting it to the Rio Grande Valley of South Texas for delivery to members of the Oziel Cardenas Organization.

15. On or about August 10, 2001, near Baton Rouge, Louisiana, approximately \$949,000.00 in United States currency which represented the proceeds of drug trafficking was being transported by coconspirators from the Atlanta, Georgia area to Brownsville, Texas for delivery to a member of the Oziel Cardenas Organization.

16. On or about September 18, 2001, approximately \$900,000.00 in United States currency which represented the proceeds of drug trafficking was stored at a residence in the Atlanta, Georgia area awaiting transportation to the Rio Grande Valley of South Texas and ultimately to the United Mexican States.

17. On or about September 18, 2001, approximately 226 kilograms of cocaine was stored by members of the Oziel Cardenas Organization at a residence located at 750 Suwannee Lake Circle, Suwannee, Georgia near Atlanta, Georgia.

18. On or about October 10, 2001, approximately \$2,391,000.00 in United States currency which represented the proceeds of drug trafficking was being transported from one location in the Houston, Texas area to another location in the Houston, Texas area to await further transportation to the border area of the Rio Grande Valley in Texas.

19. The grand jury specifically incorporates and adopts by reference each and every allegation contained in counts 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, and 13.

All in violation of Title 18, United States Code, Section 1956(h).

**NOTICE OF HOLDINGS SUBJECT TO FORFEITURE**

Pursuant to Title 21, United States Code, Section 853(a), and Title 18, United States Code, Section 982, the United States of America hereby gives notice that the following is subject to forfeiture to the United States: all interest of **OZIEL CARDENAS-GUILLEN**

AKA: "Ingeniero" AKA: "El Senor" AKA: "Noventa y uno" AKA: "Fantasma",  
ADAN MEDRANO AKA: "El Licenciado" AKA: "El Lic", VICTOR MANUEL VASQUEZ-  
MIRELES AKA: "Meme Loco" AKA: "Cabezon" AKA: "El Negro", JORGE COSTILLA-  
SANCHEZ AKA: "Costi" AKA: "Sombra" AKA: "El Cos", JUAN GILBERTO REYES  
AKA: "Flaco", RAFAEL BETANCOURT-VELEZ AKA: "Rafa", RUBEN SAUCEDA-  
RIVERA AKA: "Cacahuate", and ROGELIO PIZANA GONZALEZ AKA: "Kelin", the  
defendants herein,

- a. In any property constituting or derived from any proceeds the defendants obtained, directly or indirectly, as the result of one or more of the felony offenses alleged in Counts 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, and 13 of this indictment and any property used or intended to be used in any manner or part, to commit, or to facilitate the commission of one or more of the felony offenses alleged in Counts 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, and 13; and
- b. In addition to the foregoing property, the defendant named in Count 3 of this indictment, shall forfeit to the United States any of his interest in, claims against, and property and contractual rights of any kind affording a source of control over the continuing criminal enterprise; and
- c. As to the defendants named in Count 17, all property, real and personal, involved in the offenses charged in said count as well as all property traceable to such property;

The above forfeiture includes, but is not limited to at least \$300,000,000.00 in United States currency.

In the event that the property that is subject to forfeiture pursuant to Title 21, United States Code, Sections 846, 841(a)(1), 841(b)(1)(A), 841(b)(1)(B), 952(a), 960(a)(1), 960(b)(1), 963, 848 and 853(a), and Title 18, United States Code, Sections 1956(a)(1)(A)(i), 1956(a)(2)(A), 1956(h), and 982 as a result of any act or omission of the defendants:

- a. cannot be located upon exercise of due diligence;

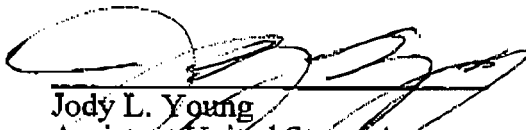
- b. has been placed beyond the jurisdiction of the Court;
- c. has been transferred or sold to, or deposited with a third party;
- d. has been substantially diminished in value; or,
- e. has been commingled with other property which cannot be divided without difficulty;

It is the intent of the United States, pursuant to Title 21, United States Code, Section 853(p) and Title 21, United States Code, Section 982(b)(1) incorporating Title 21, United States Code, 853(p), to seek forfeiture of any and all other property of the defendant, up to the value of said property listed above as subject to forfeiture, as substitute assets for those properties whose forfeiture is impeded for the reasons a., b., c., d., or e. described above.

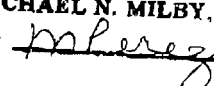
A TRUE BILL:

**FOREPERSON**  
FOREPERSON OF THE GRAND JURY

MICHAEL T. SHELBY  
United States Attorney

  
Jody L. Young  
Assistant United States Attorney

TRUE COPY I CERTIFY  
ATTEST:

MICHAEL N. MILBY, Clerk of Court  
By  Deputy Clerk